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PTO/SB/64 (08-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
EMP HYDROGEL CON

First named inventor: Eya, S. RON

Application No.: 10/007,184

Art Unit: 1616

Filed: November 13, 2001

Examiner: D. L. Jones

Title: END MODIFIED THERMALLY RESPONSIVE HYDROGELS

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity-fee \$ 685.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Notice of Appeal (identify type of reply):

☐ has been filed previously on _____
☒ is enclosed herewith.

11/01/2004 SDENBOB1 00000019 10007184

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685.00 OP

B. The issue fee and publication fee (if applicable) of \$ _____

☐ has been paid previously on _____
☐ is enclosed herewith.

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Ron, et al.
U.S.S.N. 10/007,184

claims; and canceled claims 70-74 as directed to a non-elected invention. It is respectfully requested that the amended claims be entered, as they place the claims in condition for allowance.

II. Submission of Terminal Disclaimer

A Corrected Terminal Disclosure was submitted with the Supplemental Response dated August 5, 2004. It is submitted that this Corrected Terminal Disclosure corrects the deficiencies noted in the Advisory Action.

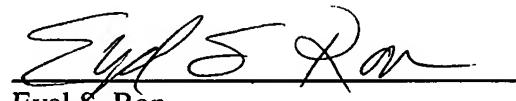
III. Miscellaneous

It is submitted that the foregoing remarks place the above-identified application in condition for allowance. A favorable Notice to this effect is requested. If there are any questions, please call the undersigned at the telephone number indicated below.

I am the assignee of the entire interest in this invention. A statement under 37 C.F.R. § 3.73(b) has been previously submitted.

Respectfully submitted,

Date: 10/26/04


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